

Committee of the Whole
July 30, 2007
7:00 p.m.

Minutes

Call to Order:

Dr. Bender called the meeting to order at 7:44 p.m.

Roll Call:

Present for roll call was: Dr. Bender, Mr. Donahue, Ms. Eisnaugle, Mr. Jarvis, Ms. Mershon, and Ms. Turner.

Mr. Jarvis made a motion to excuse Mr. Paini from the meeting, Mr. Donahue seconded the motion. All ayes, motion carried.

VOTE:

AYES: Dr. Bender, Mr. Donahue, Ms. Eisnaughle, Mr. Jarvis,
Ms. Mershon, and Ms. Turner

NAYS:

Agenda Items:

Zoning Code Amendments, including Floodplain Amendments

Mr. Neimayer presented the amendments to the Zoning Code. Mr. Jarvis asked about the changes in turn around time for application submittals. Mr. Neimayer stated that the filing deadline is going from 30 days to 21 days, prior to the Planning and Zoning Commission meeting. Mr. Neimayer then reviewed the amendments to the Floodplain. Ms. Mershon will sponsor the Zoning Code Amendments ordinance and Mr. Donahue will sponsor the Floodplain Amendments.

Ashbrook Village Open Space Dedication

Mr. Neimayer presented the information about the open space on Washington Street. According to the original conditions in the subdivision text stated that there was an open space dedication

to the Village of Canal Winchester. This was never completed and Dominion homes has now contacted us to complete this dedication. Council accepted the open space. Mr. Jarvis will sponsor the ordinance.

Contractor Registration

Mr. Neimayer explained that he has reviewed the items with Council at previous meetings and that the final piece is to decide on the registration fee to be charged annually. Mr. Neimayer explained the purpose of having Contractor Registration in place. Mr. Jarvis stated that he would not support this action; he feels that with out a reason to put this in place it is not needed. Mr. Neimayer explained the pros for putting a contractor registration in place. Dr. Bender will sponsor the Ordinance.

Tennis Courts

Dr. Bender asked to have this item on the agenda. He would like to discuss having public tennis courts in the community. Dr. Bender would like the Village to work with the school to get this completed. Mr. John Gifford, Director of Operations for the Canal Winchester School District, spoke about the two tennis courts that the school district currently has available. They are in bad shape and will cost approximately \$90,000.00 to fix them. He would like to have five available to be able to have tournaments for the school. Mr. Gifford stated that each court is approximately \$45,000.00 to build. The school has money for two courts. He presented his plan for having the Village aid with additional three tennis courts. Dr. Bender suggested having a committee work together with the school to see if this is something that can be worked out.

Action to be taken: Council would like to form a committee to discuss all the options. Dr. Bender would like to be a part of this committee. Mr. Gifford is to gather the names of people that might like to be involved to Mayor Miller.

Golf Carts

Sgt. Kern presented that the golf carts will be treated as cars. They are prohibited from traveling on a leisure path (Bike path) or public sidewalk. Sgt. Kern explained the process for making a golf cart "street legal". First it has to be inspected by local law enforcement. Second, that inspection will go need to be taken to the title office, along with proof that you own the cart and the title office will issue tags. All drivers have to be sixteen years old; it must be a licensed driver, just like any other vehicle. The gold carts will only be allowed on twenty-five mile an hour roadways. An ordinance will need to be passed to set up a fund for the inspection fees and an ordinance to set the fees.

Action to be taken: Ms. Osborne will draft legislation to present at the next Council meeting first to have the state Auditor set the fund and the second to set the fee.

Presentation by Stenger Graphics

Mr. Stenger and Mr. Petit presented the process that was done to create the new logo for the Village of Canal Winchester. Ms. Eisnagle stated that she did not like that this was not brought before Council first. Mr. Jarvis asked if we would be able to use both logos. Mr. Stenger stated that he would suggest against it. To use it as a marketing tool it needs to be consistent. Ms. Turner will sponsor the ordinance.

Predator Legislation

Mr. Hollins presented the changes to be taken for the predator Legislation. The draft ordinance will be applied to registered sexual offenders that were involved in crimes with a child victim and that it will expand the range that a registered sex offender can live within a thousand (1,000) foot buffer of all places where there will be a concentration of children. Mr. Donahue asked if 1000 feet is the furthest that it can be. Mr. Hollins stated that as long as it is not completely blocking out the entire community, there should not be a problem. But he is not sure of the exact percentage that needs to be available outside of the restricted areas. There is no action needed tonight, but Mr. Hollins would like everyone to review the information and if there is any additional information that they would like to see added to bring that to his attention. Mr. Jarvis will sponsor the ordinance.

Action to be taken: Two maps are to be done, one showing a 1000-foot range and one with a 1500-foot range.

Other Business:

United Church Residences

Ms. Osborne stated that she had included a memo regarding assisting the United Church Residences with obtaining tax-exempt financing through a 501-C-3 bond. Ms. Osborne stated that it will be gone over in detail at the Finance Committee meeting, but wanted everyone to have time to review before that meeting.

Executive Session

Mr. Donahue made a motion to go into Executive session to deliberate the proceedings that occurred earlier. Ms. Mershon seconded the motion. All ayes, motion carries.

VOTE: **AYES:** **Dr. Bender, Mr. Donahue, Ms. Eisnaughle, Mr. Jarvis,
Ms. Mershon, and Ms. Turner**

NAYS:

In Executive session at 9:30 p.m.

Out of Executive Session at 10:20 p.m.

Remand of Burger King

Ms. Mershon made a motion to remand back to Planning and Zoning the decision for the Burger King appeal for further conclusions and written findings. Seconded by Ms. Eisnaugle. All ayes, motion carries.

VOTE: **AYES:** **Dr. Bender, Mr. Donahue, Ms. Eisnaughle, Mr. Jarvis,
Ms. Mershon, and Ms. Turner**

NAYS:

Adjournment:

Mr. Donahue made a motion to adjourn the public hearing. Ms. Turner seconded the motion. All ayes, motion carried

VOTE: **AYES:** **Dr. Bender, Mr. Donahue, Ms. Eisnaughle, Mr. Jarvis,
Ms. Mershon, and Ms. Turner**

NAYS:

Meeting adjourned at 10:23 p.m.

Nanisa Osborn, Clerk of Council

John Bender, President

Date

Jeffery Miller, Mayor

Diane Mays, Administrative Assistant

NOTE: The minutes set forth herein are an extract of the Council meeting. Anyone desiring a copy of the complete minutes of the Council meeting may obtain the same by paying the cost of \$10.00 per Page.